

PATENT  
0042-0456P



IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Yoichiro YAMASHITA Conf.: 6858  
Appl. No.: 09/941,839 Group: 1731  
Filed: August 30, 2001 Examiner: D. Walls  
For: BIODEGRADABLE CELLULOSE ACETATE  
STRUCTURE AND TOBACCO FILTER

TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 8, 2003

Sir:

Japan Tobacco Inc., (hereinafter "the Assignee")

- residing at ,  
 a corporation of Japan having a principal place of business at 2-1, Toranomon 2-chome, Minato-ku, Tokyo 105-8422, Japan,  
 a university having an address of ,

represents that it is the true owner of the entire interest of U.S. patent Application No. 09/941,839, filed on August 30, 2001, for "BIODEGRADABLE CELLULOSE ACETATE STRUCTURE AND TOBACCO FILTER," (hereinafter "above-identified application") by virtue of and as evidenced by an Assignment recorded at the United States Patent and Trademark Office at Reel 12130, Frame(s) 782-784.

The Assignee hereby disclaims the terminal part of any

patent granted on the above-identified application which would  
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extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,571,802, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to U.S. Patent 6,571,802 shall be the same as the legal title to any patent issuing from the above-identified application, this agreement to run with any patent granted on the above-identified application, and to be binding upon the grantee, its successors or assigns.

The Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,571,802 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

This Terminal Disclaimer is submitted on behalf of the Assignee by the undersigned, an attorney of record in the above-identified application.

**Application No. 09/941,839**

Please charge any fees or credit any overpayment pursuant to  
37 C.F.R. § 1.20 to Deposit Account No. 02-2448.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

Date: 8/Sept. 2003

By Gerald M. Murphy, Jr.  
Gerald M. Murphy, Jr., #28,977

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

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